

Equity case I think there's some interesting things. But we came to the conclusion that the property in J. S. 29 at 414 was never conveyed by him. That title went to the grave with him so to speak. The Equity case describes the sale of property quite explicitly states that at some point, I don't have that in front of me at this point, but it talks about the selling of the home place which was this fifteen (15) acre parcel, more or less, and it described having a bank barn, a two and one-half story house, and a spring house, and from the description in this Equity case, Case 5004, at page 288, it describes at public sale the home place and it very clearly spells out at the bottom of 288 and the top of 289, that the two story frame building, brick face, and the back building of logs, and also of brick face is to be sold. And in fact when this piece is sold it is described as in that chain of title which comes forward to be the Elizabeth Shepherd 971 at 408. We think clearly that at the time of his death, the smaller parcel, the parcel that he obtained through J. S. 29 at 414 was lost. That it might have been an oversight by the people selling the real estate for him or it just might mean that they just didn't find that deed coming in. But the intent of this Equity case, I think, is very specific in the sense that they were selling his dwelling house at that time. I don't think there can be much doubt that it was supposed to go with that property, but did not.

Mr. Tisdale: Referring you to Exhibit 1, can you identify where the dwelling house is?

Mr. Brown: The dwelling house in on Parcel 2, the small piece that we continue to talk about, this J. S. 29 at 414 is comprised of Parcel 2